

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

CALLAWAY GOLF COMPANY,)	
)	
Plaintiff,)	C.A. No. 07-367-SLR
)	
v.)	JURY TRIAL DEMANDED
)	
ACUSHNET COMPANY,)	PUBLIC VERSION
)	
Defendant.)	

STIPULATION AND ORDER

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Attorneys for Defendant Acushnet Company

Public Version Dated: July 24, 2008

875817 / 31957

IT IS HEREBY STIPULATED by plaintiff Callaway Golf Company ("Callaway") and defendant Acushnet Company ("Acushnet"), subject to the approval of the Court, that Acushnet may file the attached Fourth Amended Answer of Acushnet Company to Complaint, Counterclaims and Jury Demand (Exhibit A hereto, blackline version attached as Exhibit B hereto), and that the Fourth Amended Answer of Acushnet Company to Complaint, Counterclaims and Jury Demand is deemed filed and served as of the date of this Order.¹

Callaway and Acushnet are cognizant of the fact that the deadline to amend the pleadings has passed, and have stipulated to the aforementioned amended pleading in an effort to avoid unnecessary motion practice.

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Attorneys for Defendant

SO ORDERED this _____ day of _____, 2008.

United States District Court Judge

875817 / 31957

¹ Acushnet respectfully requests that the Court use Ex. A hereto for the purpose of filing Acushnet's Fourth Amended Answer of Acushnet Company to Complaint, Counterclaims and Jury Demand, if and when this stipulation is so ordered.

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

CERTIFICATE OF SERVICE

I, David E. Moore, hereby certify that on July 24, 2008, the attached document was electronically filed with the Clerk of the Court using CM/ECF which will send notification to the registered attorney(s) of record that the document has been filed and is available for viewing and downloading.

I further certify that on July 24, 2008, the attached document was Electronically Mailed to the following person(s):

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EXHIBIT A

**THIS EXHIBIT HAS BEEN
REDACTED IN ITS ENTIRETY**

EXHIBIT B

**THIS EXHIBIT HAS BEEN
REDACTED IN ITS ENTIRETY**